



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Atty Iversen, Judy K

Atty PEDERSEN, KRIS B

Atty G., Thomas Fleming III

## Notice of Motion to Partially Lift Stay and Permit the Depositions of Ken Cordle and Kevin Sweeney to Proceed

Age:			NEEDS/PROBLEMS/COMMENTS:
DOD:			
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			FILE CURRENTLY WITH LEGAL RESEARCH.
			Reviewed by: NRN
			Reviewed on: 2/27/12
			Updates:
			Recommendation:
			File 1 - Iversen

**Petition of Jerry Phillips and Anna Phillips for Leave to Apply for Retirement, to Make Election of Optional Allowances, and to Designate a Beneficiary Under the Public Employees' Retirement Law/Government Code [Prob. C. §2459(c) & 2580(8) (d)]**

Age: 43 years	JERRY AND ANNA PHILLIPS, mother and stepfather, are Co-Conservators of the Person <u>and</u> Estate, and are Petitioners.	NEEDS/PROBLEMS/COMMENTS:
DOB: 4/19/68		
Cont. from	Petitioners state:	
Aff.Sub.Wit.	<ul style="list-style-type: none"> <li>At the time Conservatee, John Avery Griffin, who resides in Fresno County, came under conservatorship, he was entitled to 1) apply for retirement benefits in accordance with the Government Code, 2) make the proper election under the optional provisions, 3) designate a beneficiary in the case of his death, and 4) conduct other actions related to the Public Employees' Retirement System.</li> </ul>	
Verified	<ul style="list-style-type: none"> <li>Prior to conservatorship, Conservatee had not applied for retirement and/or made the proper election under the optional allowances, nor had he designated a beneficiary to receive the benefits payable in case of his death.</li> </ul>	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt	<ul style="list-style-type: none"> <li><u>Pursuant to PrC sections 2459(c) and 2580(8)(D), Petitioners request a Court order granting them the authority to apply for a monthly, lifetime disability or service retirement allowance with such option as Petitioners consider to be in Conservatee's best interest, to designate a beneficiary for such benefits in the case of Conservatee's death, and to also sign any documents necessary to conduct retirement transactions under the Public Employees' Retirement System.</u></li> </ul>	
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
		Reviewed by: NRN
		Reviewed on: 2/24/12
		Updates:
		Recommendation:
		File 2 - Griffin

**(1) First and Final Report on Waiver of Account and (2) Petition for Final Distribution and for (3) Allowance of Compensation to Attorneys for Ordinary Services, and for (4) Distribution to Testamentary Trust**

<b>DOD: 6-18-11</b>			<p><b>GEORGE FUJIHARA</b>, Spouse and Executor with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived.</p> <p>I&amp;A: \$243,923.53 POH: \$243,923.53</p> <p>Executor: Waived</p> <p>Attorney (Statutory): \$7,878.47</p> <p>Costs: \$750.00 (filing, certified letters, publishing)</p> <p><b>Distribution pursuant to Decedent's will:</b></p> <p>George Fujihara, Trustee of the Joan Fujihara Testamentary Trust: An undivided 50% interest in certain real property, plus \$12,500.00 cash representing the net income received by Decedent's estate under that certain Option Agreement and Escrow Instructions in relation to the real property</p> <p>George Fujihara, Individually: A 100% share in and to the residue and remainder consisting of certain accounts, the lease agreement, the option agreement, the furniture and furnishings at the residence, the various securities, the various miscellaneous clothing, jewelry and personal effects, and \$2,647.09 cash, representing the balance of the account after distribution of \$12,500.00 to the trustee</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p>
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
✓	<b>Inventory</b>			
✓	<b>PTC</b>			
✓	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	W		
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>	9-22-11		
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
✓	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
✓	<b>FTB Notice</b>			
			<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-24-12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b> SUBMITTED</p> <p><b>File 3 - Fujihara</b></p>	

Atty Boyajian, Thomas M (for Mark C. Smotherman – Son – Petitioner)

Atty Lucich, Nicholas L., Jr. (for Lorna Ann Smotherman – Spouse – Contestant and Competing Petitioner)

Petition for Letters of Administration; Authorization to Administer Under IAEA  
(Prob. C. 8002, 10450)

<b>DOD: 11-9-11</b>		<p><b>MARK C. SMOTHERMAN</b>, Son, is Petitioner and requests appointment as Administrator with Full IAEA with bond (amount unspecified).</p> <p>Full IAEA – ok</p> <p>Decedent died intestate</p> <p>Residence: Clovis Publication: Fresno Business Journal</p> <p><b>Estimated Value of Estate:</b>            Personal Property: \$18,100.00            Real Property: \$162,000.00  <b>Total: \$180,100.00</b></p> <p>Probate Referee: Rick P. Smith</p> <p><b>LORNA ANN SMOTHERMAN</b>, Spouse, filed a Contest of Appointment of Mark C. Smotherman as Personal Representative pursuant to Probate Code §1043 and 8004(a) and a competing petition (Page 4B).</p> <p>Contestant states she opposes the appointment of Petitioner as Administrator because Contestant is entitled to appointment herself as Administrator and has priority to act under Probate Code §8461(a) because she was Decedent's surviving spouse. She and Decedent were married on 6-28-1980.</p> <p>Contestant is entitled to priority of appointment as surviving spouse because she is entitled to succeed to part of the estate.</p> <p>As stated in <i>Estate of Gibson</i> (1963) 222 CA2d 299 at pp. 300-301: "The court has very limited discretion in this matter [appointment of administrator] and generally must appoint a qualified person with the highest priority."</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need order.</p>	
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			W/O
✓	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
✓	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Reviewed by: skc

Reviewed on: 2-24-12

Updates:

Recommendation:

File 4A - Smotherman

Atty Boyajian, Thomas M (for Mark C. Smotherman – Son – Petitioner)

Atty Lucich, Nicholas L., Jr. (for Lorna Ann Smotherman – Spouse – Contestant and Competing Petitioner)

**Petition for Letters of Administration; Authorization to Administer Under the  
Independent Administration of Estates Act with Limited Authority (Prob. C. 8002,  
10450)**

<b>DOD: 11-9-11</b>		<b>LORNA ANN SMOTHERMAN</b> , Spouse, is Competing Petitioner and requests appointment as Administrator with Limited IAEA with bond of \$120,000.00  Full IAEA – ok  Decedent died intestate  Residence: Clovis Publication: Fresno Business Journal  <b>Estimated Value of Estate:</b> Personal Property:     \$120,000.00 Real Property:         \$150,000.00 <b>Total:                     \$270,000.00</b>  Probate Referee: Rick P. Smith	<b>NEEDS/PROBLEMS/ COMMENTS:</b>  <u>Note:</u> Petitioner states the estimated real property does not include the residence in Clovis because it is community property which will pass to spouse outside probate. Estimated personal property includes items that are also community property and may not be subject to probate.	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input checked="" type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			
<input checked="" type="checkbox"/>	Duties/Supp			
<input checked="" type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			

Reviewed by: skc
Reviewed on: 2-24-12
Updates:
Recommendation:
File 4B - Smotherman

**Petition for Letters of Administration with General Powers; Authorization to Administer Under the IAEA**

<b>DOD: 12-17-11</b>		<b>SPECIAL ADMINISTRATION</b> granted ex parte on 1-18-12 expires 3-6-12.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Note:</u> Petitioner was granted power as Special Administration to make decisions related to Decedent's business and grape harvest.  1. Need Notice of Petition to Administer Estate.  2. Need proof of service of Notice of Petition to Administer Estate at least 15 days prior to the hearing per Probate Code §8110 and Cal. Rule of Court 7.51 on the following relatives: - Theresa Parnell (Daughter) - Manuel Jaurique (Grandson) - John Parnell (Grandson) - Noah Parnell (Grandson) - Sammy Parnell (Grandson)  3. Need bond of \$350,000.00 or waivers of bond from appropriate heirs.
		<b>PAUL JAURIQUE</b> , Son, is Petitioner and requests appointment as Administrator with Full IAEA without bond.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Full IAEA – ok	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	Decedent died intestate	
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X Residence: Fresno Publication: Fresno Business Journal	
<input type="checkbox"/>	Aff.Mail	X	
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp	Probate Referee: Rick P. Smith	
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: skc
Reviewed on: 2-24-12
Updates:
Recommendation:
File 5 - Jaurique

Petition for Probate of Will and for Letters of Administration with Will Annexed  
(Prob. C. 8002, 10450)

DOD: 10/10/11		<b>DAVID L. JIMENEZ</b> , son, is Petitioner. <u>Named executor under</u> <u>Decedent's will declines to act.</u>  Will dated 9/15/03  Full IAEA – o.k.  Residence: Fresno County Publication: Fresno Business Journal  <b>Estimated value of estate:</b> Personal property     \$ 93,000.00 Annual income                 0 Real property                 295,000.00 <hr/> <b>Total                                 \$388,000.00</b>  <b>Petition requests that bond be fixed at</b> <b>\$388,000.00.</b>  <b>Probate Referee: Steven Diebert</b>	NEEDS/PROBLEMS/COMMENTS:	
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail			w
✓	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
			Reviewed by: NRN Reviewed on: 2/27/12 Updates: 2/27/12 Recommendation: File 6 - Jimenez	



**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)**

<b>DOD: 12-1-11</b>	<b>LAWRENCE E. WAYTE</b> , Son and named Executor without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Full IAEA – ok	
	Will dated 3-10-89	
<input type="checkbox"/> Aff.Sub.Wit.	S/P	
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	W/O	
<input checked="" type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input checked="" type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: skc
		Reviewed on: 2-24-12
		Updates:
		Recommendation: SUBMITTED
		File 7 - Wayte

Age: 72		<p><b>THE PUBLIC GUARDIAN</b> was appointed Conservator of the Person and Estate on 9-9-08.</p> <p>The First Account was settled on 1-12-10 and the Court set this status hearing for filing of the next account. If the accounting is filed by 3-5-12, then no appearance is necessary on 3-6-12.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need 2<sup>nd</sup> Account or current status report.</p>
DOB: 5-6-39			
Aff.Sub.Wit.			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
✓ CI Report			
9202			
Order			
Aff. Posting			
Status Rpt	X		
UCCJEA			
Citation			
FTB Notice			
<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-24-12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 8 - Winegar</b></p>			

**Probate Status Hearing Re: Failure to File a First Account or Petition for Final Distribution (Prob. C. §12200, et seq.)**

<b>DOD: 6-28-10</b>		<p><b>CINDY L. WALL</b>, Daughter, was appointed Executor with Full IAEA without bond and Letters issued on 12-1-10.</p> <p>Inventory and Appraisal filed 6-13-11 reflects a total estate value of \$174,360.50, consisting of residential real property and the household contents.</p> <p>On 1-4-12, the Court set this status hearing for failure to file a first account or petition for final distribution and mailed notice to Executor.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Note:</u> On 2-16-12, Executor submitted an Ex Parte Petition for Final Discharge and Order for filing. Examiner LEG sent an email communication to Executor on 2-17-12 that this document cannot be filed because it is premature and a final accounting or petition for distribution is required.</p> <p>1. Need first account or petition for final distribution pursuant to Probate Code §12200, et seq.</p>	
Aff.Sub.Wit.				<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 2-27-12</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 9 - Wedel</b></p>
Verified				
Inventory				
PTC				
Not.Cred.				
Notice of Hrg				
Aff.Mail				
Aff.Pub.				
Sp.Ntc.				
Pers.Serv.				
Conf. Screen				
Letters				
Duties/Supp				
Objections				
Video Receipt				
CI Report				
9202				
Order				
Aff. Posting				
Status Rpt	X			
UCCJEA				
Citation				
FTB Notice				



Probate Status Hearing Re: Filing of the Inventory & Appraisal

Age: 20	<p><b>CLARA SOTO</b>, Mother, was appointed Conservator of the Person and Estate without bond on 6-29-11.</p> <p>The issue of blocked account was deferred.</p> <p><i>Note: Petitioner originally requested powers under Probate Code §2590 to sell real property of the estate without Court confirmation and to purchase real property.</i></p> <p><i>Minute Order 6-29-11 states: The Court waives the issue of the bond for the present time. The issue of the blocked account is deferred until the next hearing. The Court grants the Petition as to the person and estate without special powers.</i></p> <p><i>The Order dated 7-21-11 notes that the Conservator is not authorized to take possession of money or any other property without a specific Court order.</i></p> <p>On 1-4-12, the Court set this status hearing for filing of the Inventory and Appraisal. Notice was sent to the Conservator and to Attorney Pimentel.</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>1. Need status of conservatorship estate and/or the expected insurance claim.</p>
DOB: 4-8-91		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt	X	
UCCJEA		
Citation		
FTB Notice		
		<p>Reviewed by: skc</p> <p>Reviewed on: 2-27-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11 - Soto</p>

Petition for Appointment of Probate Conservator of the Person and Estate (Prob. C.  
1820, 1821, 2680-2682)

Age: 19		<b>NO TEMPORARY REQUESTED</b>  <b>PATSY ZUNIGA</b> , Mother, is Petitioner and requests appointment as Conservator of the Person and Estate without bond.  <b>Estimated Value of Estate: <i>Unknown</i></b>  <b>Voting Rights affected</b>  <b>A <u>copy</u> of a Capacity Declaration was filed 1-24-12.</b> <b>Petitioner states</b> the proposed conservatee was born with Down Syndrome and is unable to provide for her own physical health, clothing or shelter. She is unaware of the costs of shelter or food and does not have capacity to seek medical attention if needed. The paternal grandparents have been caring for her since she was two months old, but are now "getting up in years" and it is increasingly difficult for them to care for her.  <b>Petitioner requests appointment as Conservator of the Estate without bond</b> because she is a full time student and lacks the funds to post bond. Specifically, Petitioner requests the ability to administer any and all financial obligations and/or accounts in regards to the proposed conservatee's assets and debt, and for care, custody and control of all real property, if any, including the right to sell, convey, or transfer, or maintenance/collection of rents on rental property, if any.  Petitioner states that although the proposed conservatee currently resides in Fresno, it would be in her best interest to reside in Stanislaus County. Petitioner is ready and able to provide adequate living arrangements. Petitioner states that when they see each other, the proposed conservatee begs to come home with Petitioner. Petitioner attached copies numerous letters in support of the petition from friends and family.  <b>Court Investigator Samantha Henson to advise rights, file report.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Court Investigator Samantha Henson to advise rights, file report.</u>  <u>Voting rights affected-Need minute order</u>  <u>Note:</u> Petitioner resides in Modesto, CA. The proposed conservatee resides in Fresno.  1. Attorney Ben Roberts did not sign the Petition.  2. If Petitioner is seeking medical consent powers, need <u>original</u> Capacity Declaration. <u>Note: Petitioner does not request medical consent powers at 1.g. Petitioner states the original Capacity Declaration was filed in Stanislaus County and provides a copy; however, the Court requires original.</u>  3. Notice of Hearing filed 2-8-12 indicates the paternal grandparents (with whom Krishna resides) were served together rather than individually per Cal. Rule of Court 7.51(a)(1). The Court may require amended service.  4. Petitioner requests conservatorship of the estate with various specific powers but does not indicate the reason why. Need clarification.  <u>Note that conservatorship of the estate is not necessary if public assistance is the only asset. See Local Rule 7.15.4.</u>  5. If conservatorship of the estate is granted, need estimated value of estate and bond including cost of recovery pursuant to Probate Code §2320(c)(4) and Cal. Rule of Court 7.207.
DOB: 7-2-92			
	Aff.Sub.Wit.		
✓	Verified		X
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
	CI Report	X	
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		

12B

Age: 10	<b>KHAMMANEE</b> <b>OUANOULACK</b> , mother, was appointed Guardian of the Estate and Letters were issued on <u>08/29/05</u> .  Declaration of Receipt of Funds into blocked account was filed 11/02/05, showing total deposit of \$53,021.43 into a blocked account at Washington Mutual Bank.  Clerk's Certificate of Mailing filed 11/02/11 shows that Notice of this Hearing was mailed to Khammanee Ouanoulack on 11/02/11.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 1/17/12. Minute Order states:</u> Examiner notes are provided to the Petitioner.  1. Need <i>Inventory &amp; Appraisal</i> . 2. Need First Account and Report of Guardian.	
DOB: 01/10/02			
Cont. from 011712			
Aff.Sub.Wit.			
Verified			
Inventory			x
PTC			
Not.Cred.			
Notice of Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
Conf. Screen			
Letters			
Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
Order			
Aff. Posting			
Status Rpt	x		
UCCJEA			
Citation			
FTB Notice			
		Reviewed by: NRN Reviewed on: 2/27/12 Updates: Recommendation: File 13 - Phaphone	



<b>Age: 5</b>		<b>VANESSA M. CASAREZ</b> , Mother, is Petitioner.  <b>RAUL and JUANA RANGEL</b> , Paternal Grandparents, were appointed Co-Guardians on 8-21-06.  <b>Petitioner filed a Petition for Termination of Guardianship that is set for hearing on 4-3-12 and concurrently filed this Petition for Visitation to pave the way to terminating the guardianship in a manner that will have the least amount of emotional distress to Ruben Jr.</b>  <b>Petitioner states</b> when Ruben Jr., was born in 2006, she consented to guardianship with the understanding that it was temporary until she could care for him on her own. She was instructed by the guardians not to mention during visits that she was his mother because he believes Juana is his mother. To be respectful of their wishes, and afraid that she would be denied visitation otherwise, she allowed herself to be referred to as “the girl” or “la muchacha.” The guardians would use guilt and intimidation to maintain control of the visits, such as discussing Petitioner’s addiction, and telling her they shouldn’t allow her to visit, etc. This made Petitioner fearful that they could stop the visits at any time, so Petitioner was very careful to respect every limit that was placed.  On Ruben Jr.’s 4 <sup>th</sup> birthday (June 2010), Petitioner was informed what type of gifts to purchase because he wasn’t allowed certain things, but when she arrived to visit, was informed that he wasn’t home; he was at his father’s house (Ruben Rangel, Sr.). This concerned Petitioner because the current agreement has the father named as a person not allowed to have unsupervised contact with Ruben Jr.  At this point, Petitioner realized that he was 4 years old and didn’t even know she was his mother. As he gets older, how long can he be expected to welcome this “la muchacha” into his life? It’s too confusing.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Need Notice of Hearing.</b>  <b>2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on:</b> - <u>Raul Rangel</u> (Paternal Grandfather and Co-Guardian) - <u>Juana Rangel</u> (Paternal Grandmother and Co-Guardian) - <u>Ruben Rangel, Sr.</u> (Father)
<b>DOB: 6-5-06</b>			
<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/> <b>Verified</b>			
<b>Inventory</b>			
<b>PTC</b>			
<b>Not.Cred.</b>			
<b>Notice of Hrg</b>	X		
<b>Aff.Mail</b>	X		
<b>Aff.Pub.</b>			
<b>Sp.Ntc.</b>			
<b>Pers.Serv.</b>			
<b>Conf. Screen</b>			
<b>Letters</b>			
<b>Duties/Supp</b>			
<b>Objections</b>			
<b>Video Receipt</b>			
<b>CI Report</b>			
<b>9202</b>			
<input checked="" type="checkbox"/> <b>Order</b>			
<b>Aff. Posting</b>			
<b>Status Rpt</b>			
<b>UCCJEA</b>			
<b>Citation</b>			
<b>FTB Notice</b>			

**SEE PAGE 2**

**Atty Casarez, Vanessa M. (Pro Per – Mother – Petitioner)**  
**Atty Rangel, Raul (Pro Per – Paternal Grandfather – Guardian)**  
**Atty Rangel, Juana (Pro Per – Paternal Grandmother – Guardian)**  
**Petition for Visitation**

**SUMMARY (Continued):**

This was a wakeup call for Petitioner and she made the decision to take care of her business. She had some criminal issues – all minor offenses that had she been responsible at the time would have been easily cleared up and dropped. However, due to her addiction, they were now more serious issues. Since then, Petitioner has reconnected with her immediate family and her father has been in contact with the guardians and has visited Ruben Jr., with her. Her father is a musician, and Ruben Jr., also has a natural talent and loves music. It has been discussed to allow Ruben Jr., to visit their home, but Petitioner is fearful that with the continued deception this will never take place. She has asked if Ruben Jr., can visit at her family's home, and the guardians have said that when he is 13 he can decide what he wants to do. When she asked when they will tell him she is his mother, they answered later.

Petitioner does not want Ruben Jr., to have trust issues or feel betrayed. Petitioner tries to bring family members to visit so that he can get to know his other family, but the dishonesty is very difficult.

Petitioner states she has also recently become aware that Juana has some serious medical issues, and worry that should something happen to her, the big changes would be detrimental to Ruben Jr. It is imperative that she be integrated into his life to help Ruben Jr., deal with emotional issues and stress of seeing his grandmother ill.

**Petitioner states** the guardians are still closely supervising her interaction with Ruben Jr., and are still using guilt and intimidation to ensure that she doesn't forget they are in control. Petitioner states her visits have always been positive, and Ruben Jr., is always excited to see her and cried when she leaves; however, during a recent visit, she noticed a change in his treatment of her. She states he asked why she's there, why she calls, what she wants to talk to him about. Also, the guardians now allow him to play violent video games and other toys/characters that were against rules previously imposed (Spiderman, etc.) because the father allows it.

Petitioner states that on Jan 25<sup>th</sup> she scheduled a visit for the 28<sup>th</sup> with Co-Guardian Juan Rangel. That day, they did not answer the phone, so she called an aunt who has been a point of contact. When reached, the guardians agreed to call Petitioner when they returned home, but they did not call that day. The next day, Petitioner called and was told that she could continue to try to visit, but if they're not home, they're not home.

**Petitioner would like consistent visits with Ruben Jr., and requests a visitation schedule of Friday evenings 6pm to Saturday mornings 12pm with exchanges to take place at McDonalds on Jensen/99. Weekends not scheduled for overnight visit, Petitioner would like a 4 hour visit as mutually agreed upon by the parties. Petitioner requests a graduated visitation schedule to ease Ruben Jr., into feeling comfortable with her.**

**Petitioner also filed a declaration from her sister, Barbara Jaurique, in support of her request for unsupervised visits.** The declaration details Petitioner's progress in becoming drug-free, attending meetings voluntarily, and attending church regularly. Ms. Jaurique's declaration states that she was also concerned about Ruben Jr.'s care after attending a visit and noticing that the guardians were not home, but had left Ruben Jr., with an uncle who was "obviously stoned."

The declaration also states Ruben Jr., started Kindergarten this year, but that he had previously been disqualified from attending a paid preschool because an aunt and uncle were using him as a deduction on their taxes so he did not qualify. Ms. Jaurique does not think this is appropriate. She feels Petitioner is fully capable of handling scheduled unsupervised visits with her son, and is being held back from developing a relationship with him and is being alienated from making progress. She has made mistakes in the past, but they are not beyond repair. Ruben Jr., deserves to know his whole family without limits. Scheduled visits are necessary so that the guardians cannot cancel, deny or dominate the visits.

Atty Borjas, Tania (pro per Guardian/paternal aunt)

Atty Ramirez, Sonia (pro per Mother)

Atty Ramirez, Maria Aracely (pro per Petitioner/maternal aunt)

## Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Jose age: 8 years DOB: 3/21/03		MARIA ARACELY RAMIREZ, maternal grandmother, is petitioner.	NEEDS/PROBLEMS/COMMENTS:		
Roy age: 7 years DOB: 8/11/04					
		TANIA BORJAS, paternal aunt, was appointed as guardian on 1/13/2010.	There is no vacancy in the office of guardian. Guardian, Tania Borjas, had filed a <i>Petition for Termination</i> on 11/8/11 however she dismissed her petition on 1/9/12.		
Cont. from		Father: JOSE BORJAS	<p>1. Need proof of personal service of the <i>Notice of Hearing</i> along with a copy of the petition or <i>Consent and Waiver of Notice</i> or <i>Declaration of Due Diligence</i> on:</p> <p>a. Jose Borjas (father)</p>		
	Aff.Sub.Wit.	Mother: SONIA RAMIREZ – <i>consents and waives notice.</i>			
✓	Verified				
	Inventory	Paternal grandfather: Alvaro Nino – <i>deceased.</i>			
	PTC				
	Not.Cred.	Paternal grandmother: Carmen Borjas – <i>served on 1/5/12.</i>			
✓	Notice of Hrg				
✓	Aff.Mail	Maternal grandfather: Juan Ramirez – <i>deceased.</i>			
	Aff.Pub.	<p><b>Petitioner states</b> the paternal aunt, Tania Borjas, has filed a petition to terminate the guardianship. Petitioner is requesting guardianship so that the children can come and live with her and she can care for them.</p>		<p><b>Court Investigator Samantha Henson to provide:</b></p> <p>1. Court Investigator's Report 2. Clearances</p>	
	Sp.Ntc.				
✓	Pers.Serv.				W/
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report		X		
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				
			Reviewed by: KT		
			Reviewed on: 2/27/12		
			Updates:		
			Recommendation:		
			File 15A - Borjas		

**15B Jose and Roy Borjas (GUARD/P)**  
 Atty Borjas, Tania (pro per Petitioner/guardian/paternal aunt)  
 Atty Ramirez, Sonia (pro per Mother)  
 Atty Ramirez, Maria Aracely (pro per maternal grandmother)

Case No. 09CEPR00838

**Petition for Modification of Visitation**

Jose age: 8 years DOB: 3/21/03		<b>TANIA BORJAS</b> , paternal aunt, is petitioner	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Roy age: 7 years DOB: 8/11/04			
Cont. from		<b>TANIA BORJAS</b> was appointed as guardian on 1/13/2010.	
Aff.Sub.Wit.			
✓	Verified	Father: <b>JOSE BORJAS</b> – <i>personally served in Honduras, Central America on 1/20/12</i>	
	Inventory		
	PTC	Mother: <b>SONIA RAMIREZ</b> – <i>personally served on 1/19/12.</i>	
	Not.Cred.		
✓	Notice of Hrg	Paternal grandfather: Alvaro Nino – <i>deceased.</i>	
✓	Aff.Mail		
	Aff.Pub.	Paternal grandmother: Carmen Borjas – <i>served on 1/19/12.</i>	
	Sp.Ntc.		
	Pers.Serv.	Maternal grandfather: Juan Ramirez – <i>deceased.</i>	
	Conf. Screen		
	Letters	Maternal grandmother: Maria Aracely Ramirez – <i>served on 1/19/12</i>	
	Duties/Supp		
	Objections	<b>Petitioner states</b> she would like the visits to be modified. Petitioner states she has been having a lot of problems when dropping the kids off or when the mother brings them back. The grandmother, Maria Aracely Ramirez has been giving her problems by saying she drinks in front of the children. She requests that Maria Aracely Ramirez not be involved in the dropping off of the kids or in the visits. Petitioner states that she would like the visits to be supervised by someone other than her.	
	Video Receipt		
	CI Report	<b>Note: Current visitation schedule:</b>	
	9202		
	Order	Mom is allowed unsupervised overnight visits from Fridays at 6 p.m. to Sundays at 6 p.m.	
	Aff. Posting		
	Status Rpt		Reviewed by: KT
	UCCJEA		Reviewed on: 2/27/12
	Citation		Updates:
	FTB Notice		Recommendation:
			File 15B – Borjas

**15B**

**Petition for Visitation**

<b>Age: 4 years</b> <b>DOB: 11/27/07</b>		<b>CARRIE M. O'KEY</b> , mother, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>1. Need Notice of Hearing</b> <b>2. Need proof of mailed service of the Notice of Hearing with a copy of the Petition for Visitation, pursuant to Probate Code §§1460 and 1511 for the following persons:</b> <ol style="list-style-type: none"> <li>Cheryl Hicks, Guardian</li> <li>Father</li> <li>Paternal grandparents</li> <li>Maternal grandparents</li> </ol>	
<b>Cont. from</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<b>Petitioner Mother states</b> she is requesting visitation with her daughter. It has been 3 months since she last saw the minor. Prior to that time, Petitioner (Mother) was able to work out visitation with the current guardian who was a friend of Petitioner, and Mother was able to visit with her daughter as was the minor's sister. Petitioner allowed the minor to reside with the guardian initially so that Mother could get her life together. The current guardian initially told Petitioner that she would let Petitioner know when Petitioner could see the minor. Petitioner was released from jail on 12/9/11. However, Petitioner has been unable to see the minor since that time. Petitioner misses her daughter and wishes that her daughter will not have feelings of abandonment and know that her family loves her. Petitioner also wishes for the minor and her sister to be able to visit with one another. At the time of the guardianship, Petitioner was not completely knowledgeable about what she was signing, and wished to place the minor with the guardian while Petitioner got herself and her mind together. Petitioner loves and misses the minor and is requesting that the Court grant her visitation.		
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input type="checkbox"/>	<b>Notice of Hrg</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Mail</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Pub.</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Sp.Ntc.</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Pers.Serv.</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Conf. Screen</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Letters</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Duties/Supp</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Objections</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Video Receipt</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>CI Report</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>9202</b>			<input type="checkbox"/>
<input type="checkbox"/>	<b>Order</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/>	<b>Aff. Posting</b>	<input type="checkbox"/>		
<input type="checkbox"/>	<b>Status Rpt</b>	<input type="checkbox"/>		
<input type="checkbox"/>	<b>UCCJEA</b>	<input type="checkbox"/>		
<input type="checkbox"/>	<b>Citation</b>	<input type="checkbox"/>		
<input type="checkbox"/>	<b>FTB Notice</b>	<input type="checkbox"/>		
<b>Reviewed by:</b> NRN				
<b>Reviewed on:</b> 2/27/12				
<b>Updates:</b>				
<b>Recommendation:</b>				
<b>File 16 - Okey</b>				

Age: 13 years DOB: 04/23/98		<u>Temporary Expires 3/6/12</u>		NEEDS/PROBLEMS/COMMENTS:	
		MARICE RUIZ, non-relative, is petitioner.		Continued from 1/17/12. Minute Order states examiner notes are provided to petitioner. The petitioner is directed to cure defects. As of 2/27/12 the following issues remain:	
		Father: GILBERT CORTEZ – Court dispensed with notice by minute order dated 11/17/11.		1. Need Notice of Hearing.	
Cont. from 011712		Mother: TINA CORTEZ		2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on:	
	Aff.Sub.Wit.			a. Tina Cortez (mother)	
✓	Verified	Paternal grandparents: Unknown Maternal grandparents: Not Listed		3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on:	
	Inventory			a. Paternal grandparents	
	PTC			b. Maternal grandparents	
	Not.Cred.				
	Notice of Hrg	X	Consent & Waiver of Notice of Minor filed 11/07/11		
	Aff.Mail	X			
	Aff.Pub.		Petitioner states the minor needs to go to school and needs to be seen by a doctor.		
	Sp.Ntc.		The mother is a drug user, is mentally ill and was living in an unsafe home.		
	Pers.Serv.	X	DSS Social Worker Anita Ruiz's Report filed 1/12/12.		
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202			Reviewed by: KT	
✓	Order			Reviewed on: 2/27/12	
	Aff. Posting			Updates:	
	Status Rpt			Recommendation:	
✓	UCCJEA			File 17 - Cortez	
	Citation				
	FTB Notice				

Atty Hand, Tom (Pro Per – Non-Relative / Former Guardian – Petitioner)

Atty Hand, Valerie (Pro Per – Non-Relative / Former Guardian – Petitioner)

Atty Sevadjian, Lucille Mae (Pro Per – Non-Relative / Former Guardian – Petitioner)

## Petition for Appointment of Temporary Limited Conservator of the Person

Age: 19		GENERAL HEARING 3-26-12	NEEDS/PROBLEMS/COMMENTS:
DOB: 7-13-92			
Aff.Sub.Wit.			
✓ Verified			
Inventory			
PTC			
Not.Cred.			
Notice of Hrg	X	<p><b>TOM HAND, VALERIE HAND, and LUCILLE MAE SEVADJIAN</b>, Foster family and former legal guardians, are Petitioners and request appointment as Temporary Limited Co-Conservators of the Person.</p> <p>Petitioners state Trevon was placed with them as a foster child on 7-29-1998 when he was six years old and has been in their home ever since. Petitioners became his legal guardians on 3-7-2000. He has had limited contact with his mother, Rochelle Perry, and she has made no contact for at least 10 years.</p> <p>Petitioner states Trevon resides in a state licensed children's facility. The facility must re-license as an adult facility to maintain compliance with regulations. Trevon cannot remain a client in the adult home due to his health conditions. Community Care licensing requires that he become a non-client with a conservator in order to remain in the home. Petitioners state they need temporary conservatorship now to keep him in our family or the state will move him out of their home.</p> <p><b>Court Investigator Jennifer Daniel filed a report on 2-27-12.</b></p>	<p><u>Court Investigator advised rights on 2-22-12.</u></p> <ol style="list-style-type: none"> <li>1. Need proof of personal service of Notice of Hearing with a copy of the Petition at least five court days prior to the hearing on Proposed Conservatee Trevon Randle per Probate Code §2250(e).</li> <li>2. Petitioners state Trevon has lived with them since 1998; they have been his legal guardians since 2000; his father is unknown and his mother has not had contact for approx. 10 years. If notice is not excused, need Notice of Hearing and proof of service of N Notice of Hearing with a copy of the Petition at least five court days prior to the hearing per Probate Code §2250(e) on: <ul style="list-style-type: none"> <li>- Rochelle Perry (Mother)</li> <li>- Unknown father</li> </ul> </li> </ol>
Aff.Mail	X		
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.	X		
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
✓ CI Report		<p>Reviewed by: skc</p> <p>Reviewed on: 2-27-12</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 19 - Randle</p>	
9202			
✓ Order			
Aff. Posting			
Status Rpt			
UCCJEA			
Citation			
FTB Notice			